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December 4, 2009  
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Arizona Corporation Commission

DOCKETED

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**Via Docket Control**

Ms. Chiara Durando, Esq.  
TUCSON ELECTRIC POWER  
One South Church Avenue, Suite 200  
Tucson, AZ 85701

AZ CORP COMMISSION  
DOCKET CONTROL

DOCKETED BY	
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Dear Ms. Durando:

**Subject: Docket Number E-01933A-09-0245 - Request to Remove Additional Deposit Demands**

In my letter of November 24, 2009, I asked that you stop your attempts at intimidation of our company in regard to the above-captioned complaint with the ACC. Today I am informed by my building's manager, Ms. Sheri Houston, that you have subsequently reverted to intimidating her personally.

Ms. Houston informed me that she has received notice from TEP that her personal residence at Apartment 4 is suddenly being re-categorized as a "business account," and that she must immediately pay a deposit of \$400. (to be kept by TEP for the duration of her residency) or face cutoff of her electricity in 30 days. This follows your decision, only one week ago, to assess our company for deposits for each and every one of our company accounts – accounts we have had for years without any deposits and which are currently in good standing. That demand followed, by only one week, my Motion to Compel Discovery in this case.

It is so obvious what you are doing that I am taken aback by the brazenness of your style. Ms. Houston's apartment is her personal residence, and she pays her electricity herself. Although she forwards mail to me, neither I nor the company occupy her apartment. She was nearly reduced to tears this morning when informing me of your notice to her.

For the record, I would like to point out that Mr. Richard Martinez, of the Tucson office of the ACC, assured me, after his preliminary mediation attempt, that he would instruct TEP to not bill us for (and not threaten electrical cutoff regarding) the disputed amount of this matter if we chose to go forward with this case. This has been completely disregarded. Not only has TEP defied this by demanding the amount – which we paid under yet another threat of cutoff – but it is now suddenly demanding several times that amount in unprecedented "deposits" as an attempt to punish us and make us back off – as is clear to anyone who has eyes to see.

These methods won't work. We are more determined than ever to hold the scheduled hearing in order to show the Commission this pattern of abuse by a state-regulated utilities company.

I hereby demand that you cease and desist from further obstruction attempts in connection with our upcoming hearing. Nothing herein is intended to waive any rights and remedies that we may have in law or equity, and we expressly reserve the right to pursue further legal actions with respect to these foregoing discriminatory measures to harm us.

Yours truly,

Kim Jorgensen